

EXPRESS MAIL CERTIFICATE

Date of Deposit: January 11, 2002  
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I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail "Post Office to Addressee" before 5:00 p.m. on the above date in an envelope addressed to: BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231

Mailed by: Ellie Pingree Date: 1-11-02  
Ellie Pingree

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 1642	:	PATENT APPLICATION
In re application of	:	
Yih-Tai Chen, et al.	:	A Synthetic DNA Encoding an Orange
Serial No. 09/977,897	:	Seapen-Derived Green Fluorescent Protein
Confirmation No. 3475	:	With Codon Preference of Mammalian
Filed October 15, 2001	:	Expression Systems and Biosensors

LETTER

Pittsburgh, Pennsylvania 15219

January 11, 2002

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated November 16 2001, enclosed is a duly executed Declaration and Power of Attorney for the above-captioned application. Also enclosed herewith is our check in the amount of \$65.00 to cover the required fee along with Part 2-copy of the Notice to File Missing Parts.

2010 FEB 25 EOD

Applicants state for the record that the content of the sequence listing information recorded in computer readable form as filed on October 15, 2001 is identical to the written paper sequence listing as filed on October 15, 2001, and includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

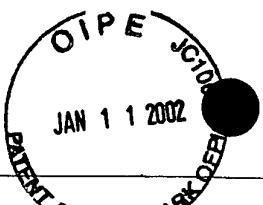
Applicants enclose a replacement set of Figures 1-18 having appropriate margins. Please replace Figures 1-18 of this application as originally filed on October 15, 2001 with the enclosed replacement Figures 1-18. No new matter has been added to replacement Figures 1-18.

Please charge against or credit to any underpayment or overpayment of any fees, respectively, associated with this communication to Deposit Account No. 02-4553. A duplicate copy of this letter is enclosed.

Entry of the Declaration and Power of Attorney and replacement Figures 1-18 are respectfully requested.

Respectfully submitted,

  
Craig G. Cochenour  
Registration No. 33,666  
Attorney for Applicants  
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(412) 562-3978



01-14-02

Section  
A

CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10 - SEPARATE PAPER		ATTORNEY'S DOCKET NO. (011344)
IN RE PATENT APPLICATION OF:  Yih-Tai Chen, et al.		
PATENT APPLICATION NUMBER 09/977,897	FILING DATE October 15, 2001	
FOR  A Synthetic DNA Encoding an Orange Seapen-Derived Green Fluorescent Protein With Codon Preference of Mammalian Expression Systems and Biosensors		
GRP. ART UNIT 1642	EXAMINER	
Express Mail mailing label number: EL 768354748 US Date of Deposit: January 11, 2002		
<p>I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231.</p>		
<p><u>Ellie Pingree</u> (Typed or printed name of person mailing paper or fee)</p>		
<p><u>Ellie Pingree</u> (Signature of person mailing paper or fee)</p>		



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/977,897	10/15/2001	Yih-Tai Chen	011344

**CONFIRMATION NO. 3475**  
**FORMALITIES LETTER**

Buchanan Ingersoll, P.C.  
One Oxford Centre, 20th Floor  
301 Grant Street  
Pittsburgh, PA 15219



\*OC000000007083518\*

Date Mailed: 11/16/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

01/17/2002 NROCHA1 00000061 09977897

05FC:205

65.00 OP

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

**DOCKETED ON COMPUTER**  
*Angie Kreyel*

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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